GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Home Department – Case under the Prevention of Corruption Act, 1988 against Sri Garugubilli Murali Krishna, Sub-Inspector of Police, Dumbriguda Police Station, Visakhapatnam District - Trapped on 05.06.2013 – Sanction for Prosecution - Orders - Issued.

HOME (SC.A) DEPARTMENT

**G.O.MS.No. 37** **Dated: 16-03-2017**

**ORDER:-**

Whereas, Sri Garugubilli Murali Krishna, S/o Suryanarayana worked as Sub-Inspector of Police, Dumbriguda Police Station, Visakhapatnam District from 19.10.2011 to 05.06.2013 and by virtue of the post held by him, falls under the category of a Public Servant as defined under section 2 (c) of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri Pelumala Sambasiva Rao S/o Late Bojja, age 29 years, R/o. Araku, Dumbriguda Mandal, Visakhapatnam District came to ACB Office on 04.06.2013 at 1100 hours and lodged a written report with Inspector, ACB stating that he has two elder brothers. His eldest brother got married and residing in Vizag and his 2nd elder brother Sri P.Dharma has been working as teacher at Ranginivalasa Village. Sri P. Dharma married Smt Aruna Kumari of the same village about 8 years back. About 6 years back, Sri P. Dharma and his wife got separated due to some family disputes. Thereafter, Smt Aruna Kumari has been staying in her mother's house. Sri P. Dharma has been paying maintenance to Smt Aruna Kumari through Court. On 05.05.2013, Smt Aruna Kumari lodged a report in Dumbriguda Police Station, complaining that her husband Sri P.Dharma married one Smt Elija of Lothugadda without giving divorce to her. Basing on the report, a case is registered in Cr.No.14/2013 U/s 494 IPC of Dumbriguda P.S. against Sri P. Dharma. Since then, Sri P. Dharma was absconding. Sri G. Murali Krishna, S.I. of the said Police Station used to call Pelumala Sambasiva Rao to the police station and asked him to hand over his brother Dharma for arrest, otherwise he will arrest Sri Pelumala Sambasiva Rao. On 01.06.2013, Sri Pelumala Sambasiva Rao met Sri G. Murali Krishna S.I. On 03.06.2013 when the said Pelumala Sambasiva Rao met G.Murali Krishna, S.I. at police station, Sri G. Murali Krishna told that he has to arrest his brother Dharma and asked him to produce Dharma, otherwise he will arrest him. Then Sri Pelumala Sambasiva Rao informed Sri G. Murali Krishna that he and his family belong to Tribal community and that a false case was foisted against his brother. Sri Pelumala Sambasiva Rao requested Sri G. Murali Krishna, S.I. not to arrest his brother, then Sri G. Murali Krishna demanded him to pay Rs. 20,000/- as bribe not to arrest his brother and he will co-operate in getting anticipatory bail to Dharma. Sri Pelumala Sambasiva Rao expressed his inability to pay such a huge amount, on bargain Sri G. Murali Krishna reduced it to Rs. 10,000/-. Sri Pelumala Sambasiva Rao unwillingly agreed to pay the demanded bribe amount. G. Murali Krishna directed Sri Pelumala Sambasiva Rao to pay the demanded bribe to him at police station on 05.06.2013. Since, he was not willing to give the bribe to Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda Police Station, Araku Circle, Visakhapatnam District to get his work done, he lodged a written report to take necessary action against Sri Gurugubilli Murali Krishna.

3. And whereas, the Dy. Superintendent of Police, Anti-Corruption Bureau, Visakhapatnam, after due verification, registered the report of Sri Pelumala Sambasiva Rao as a case in Crime No.11/RCT-VSP/2013, u/s 7 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988) at 10.45 hours on 05.06.2013 and investigated into the matter.

(p.t.o.)

4. And whereas, during the course of trap, on 05.06.2013 at 16.00 hours Sri Gurugubilli Murali Krishna, S/o Suryanarayana, Sub Inspector of Police, Dumbriguda Police Station, Araku Circle, Visakhapatnam District was caught red handed at Government Residential Quarter, situated at Araku vally, Visakhapatnam district when he further demanded and accepted bribe amount of Rs.10,000/- from Sri Pelumala Sambasiva Rao. The bribe amount of Rs.10,000/-was recovered from underneath a pillow which is placed on the single cot, available in the bed room of the Government Residential quarters in which Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda police station is residing and the same was compared with the serial numbers mentioned in the Pre-trap proceedings and found tallied. The fingers of both the hands of Sri G. Murali Krishna and the portion of the pillow cover and the bed sheet which came in contact with the tainted currency, gave positive result, when subjected to chemical test. The resultant solutions were transferred into separate glass bottles, closed, sealed, labelled and attested by the mediators and the Dy. Superintendent of Police, ACB, Visakhapatnam. The Dy. Superintendent of Police, ACB, Visakhapatnam seized the tainted cash of Rs. 10,000/-, bed sheet, pillow cover and the other connected records, in the presence of mediators under the cover of post trap proceedings dated 05.06.2013.

5. And whereas, the above said acts of Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda police station, Araku Circle, Visakhapatnam District constitute offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act ( Central Act 49 of 1988).

6. And whereas, Government , being the competent authority to remove Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda police station, Visakhapatnam District from service and after fully and carefully examining the material placed before them in respect of the above case (i.e. F.I.R, Mediators Report, oral and documentary evidence and final report of DG, ACB) and having regard to the facts and circumstances of the case, consider that Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda police station, Visakhapatnam District should be prosecuted in a Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 ( Central Act 49 of 1988), Government hereby accord sanction for prosecution of Sri Gurugubilli Murali Krishna, Sub Inspector of Police, Dumbriguda Police Station, Araku Circle, Visakhapatnam District for the above said offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of Prevention of Corruption Act 1988 ( Central Act 49 of 1988), for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid act and for taking cognizance of the said offences by a Court of competent jurisdiction.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**A.R. ANURADHA**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Director General, Anti Corruption Bureau,
Andhra Pradesh.
Copy to:
The Law (C ) Department